

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION**

---

**JEANETTE "SUE" BARNES,**

**Plaintiff,**

**v.**

**No.: 10-1260**

**TENNESSEE PERSONAL ASSISTANCE, INC.,**

**JURY DEMANDED**

**Defendant.**

---

**REPORT AND RECOMMENDATION**

---

On referral to the Magistrate Judge [D.E. 27] for report and recommendation is Plaintiff's motion for a default judgment [D.E. 23], on the basis of the corporate Defendant's failure to retain an attorney within 30 days as ordered by the District Court [D.E. 20]. After a status conference with all attorneys, the Magistrate Judge finds that the Defendant now has retained the services of attorney Nathan Pride and recommends that the District Court deny the motion as moot.

Respectfully Submitted,

s/Edward G. Bryant  
EDWARD G. BRYANT  
UNITED STATES MAGISTRATE JUDGE

Date: November 1, 2011

**ANY OBJECTIONS OR EXCEPTIONS TO THIS REPORT AND RECOMMENDATIONS MUST BE FILED WITHIN FOURTEEN (14) DAYS AFTER BEING SERVED WITH A COPY OF THE REPORT AND RECOMMENDATIONS. 28 U.S.C. § 636(b)(1). FAILURE TO FILE THEM WITHIN FOURTEEN (14) DAYS MAY CONSTITUTE A WAIVER OF OBJECTIONS, EXCEPTIONS, AND ANY FURTHER APPEAL.**